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**TITLE 11 CONSUMER PROTECTION DIVISION OF
THE OFFICE OF THE ATTORNEY GENERAL**

Proposed Rule
LSA Document #02-110

DIGEST

Amends 11 IAC 2-6-1 concerning the fees charged for the telephone privacy list. Amends 11 IAC 2-6-5 to clarify the information contained in the telephone privacy list. Adds 11 IAC 2-6-6 to prohibit unauthorized duplication or dissemination of the telephone privacy list. Effective 30 days after filing with the secretary of state.

11 IAC 2-6-1

11 IAC 2-6-5

11 IAC 2-6-6

SECTION 1. 11 IAC 2-6-1, AS ADDED AT 25 IR 1857, SECTION 1, IS AMENDED TO READ AS FOLLOWS:

11 IAC 2-6-1 Fee for obtaining telephone privacy list

Authority: IC 4-6-9-8; IC 24-4.7-3-7

Affected: IC 24-4.7-3-1

Sec. 1. **(a)** The fee for obtaining the telephone privacy list **on CD-ROM or via download from the telephone privacy Web site** is **three hundred seven hundred fifty dollars (\$300): (\$750)**. The person paying this fee is entitled to four (4) **consecutive** quarterly publications of the telephone privacy list.

(b) The fee for obtaining the telephone privacy list in printed hard copy format is the fee established under subsection (a), plus fifteen cents (\$0.15) per page. *(Consumer Protection Division of the Office of the Attorney General; 11 IAC 2-6-1; filed Jan 18, 2002, 5:00 p.m.: 25 IR 1857)*

SECTION 2. 11 IAC 2-6-5, AS ADDED AT 25 IR 1858, SECTION 1, IS AMENDED TO READ AS FOLLOWS:

11 IAC 2-6-5 Information contained in published telephone privacy list

Authority: IC 4-6-9-8; IC 24-4.7-3-7

Affected: IC 24-4.7-3-1; IC 24-4.7-3-2; IC 24-4.7-4

Sec. 5. The telephone privacy list published by the division, ~~shall~~, regardless of its form, **shall not** contain ~~only~~ **names, addresses, or other identifying information beyond** the residential telephone numbers that telephone solicitors are prohibited from calling under IC 24-4.7-4. *(Consumer Protection Division of the Office of the Attorney General; 11 IAC 2-6-5; filed Jan 18, 2002, 5:00 p.m.: 25 IR 1858)*

SECTION 3. 11 IAC 2-6, AS ADDED AT 25 IR 1857, SECTION 1, IS AMENDED BY ADDING A NEW SECTION TO READ AS FOLLOWS:

11 IAC 2-6-6 Unauthorized duplication or dissemination of telephone privacy list prohibited

Authority: IC 4-6-9-8; IC 24-4.7-3-7

Affected: IC 24-4.7-3-1; IC 24-4.7-3-2

Sec. 6. A person obtaining a copy of the telephone privacy list shall not disseminate, duplicate, distribute, transmit, or photocopy the list to third parties without the prior written consent of the division. *(Consumer*

Protection Division of the Office of the Attorney General; 11 IAC 2-6-6)

Notice of Public Hearing

Under IC 4-22-2-24, notice is hereby given that on July 30, 2002 at 10:00 a.m., at the Office of the Attorney General, Indiana Government Center-South, 402 West Washington Street, Fifth Floor, West Conference Room, Indianapolis, Indiana the Consumer Protection Division of the Office of the Attorney General will hold a public hearing on proposed amendments to rules relating to fees charged for, information contained in, and unauthorized duplication of the telephone privacy list. Copies of these rules are now on file at the Indiana Government Center-South, 402 West Washington Street, Fifth Floor and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.

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Consumer Protection Division of the Office of the Attorney General